

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION  
CIVIL ACTION NO. 5:21-CV-00163-M

DIANE MILLER,  
Plaintiff,  
v.  
NASH COUNTY DEPARTMENT OF  
SOCIAL SERVICES, and KIMBERLY S.  
NICHOLSON, in her individual and official  
capacity,  
Defendants.

## ORDER

This matter comes before the court on Plaintiff's motion seeking the court's leave to allow her to file an amended complaint. [DE-15] Because it appears that allowing the amendment is in the interest of justice and the court discerns no basis for denying the motion, the motion is GRANTED. *See Fed. R. Civ. P. 15(a)(2); Laber v. Harvey*, 438 F.3d 404, 427 (4th Cir. 2006) (*en banc*). The Clerk of Court is DIRECTED to docket the amended complaint [DE-19] as Plaintiff's operative pleading in this matter, and the other pending motions concerning the prior complaint [DE-9; DE-17] are DISMISSED AS MOOT.

SO ORDERED this the 7<sup>th</sup> day of June, 2021.

Richard E Myers II

RICHARD E. MYERS II  
CHIEF UNITED STATES DISTRICT JUDGE